Docket No.

249245US26

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Yosuke OYABE, et al.

SERIAL NO: 10/785,091

GAU:

1746

FILED:

February 25, 2004

**EXAMINER:** 

FOR:

FUEL CELL AND METHOD OF CONTROLLING THE SAME

# INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

SIR

Applicant(s) wish to disclose the following information.

### REFERENCES

| $\Box$ | The applicant(s) wish to make of record the references listed on the attached form PTO-1449. Copies of the listed |
|--------|---|
|        | references are attached, where required, as are either statements of relevancy or any readily available English   |
|        | translations of pertinent portions of any non-English language references.  |

☐ A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

#### RELATED CASES

Attached is a list of applicant's pending application(s), published application(s) or issued patent(s) which may be related to the present application. In accordance with the waiver of 37 CFR 1.98 dated September 21, 2004, copies of the cited pending applications are not provided. Cited published and/or issued patents, if any, are listed on the attached PTO form 1449.

☐ A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

## CERTIFICATION

☐ Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.

□ No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this statement.

## DEPOSIT ACCOUNT

Please charge any additional fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit account number 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Steven P. Weihrouch

Registration No. 32,829

**Customer Number** 

22850

Tel. (703) 413-3000 Fax. (703) 413-2220 (OSMMN 05/03)



# **LIST OF RELATED CASES**

|               | Serial or     | Filing or  | Patent Appl.       | Inventor/        |
|---------------|---------------|------------|--------------------|------------------|
| Docket Number | Patent Number | Issue Date | Publication No.    | <b>Applicant</b> |
| 249245US26*   | 10/785,091    | 02/25/04   | US 2004/0247955 A1 | OYABE,et al.     |
| 266421US26    | 11/064,093    | 02/24/05   |                    | XIE et al.       |